IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

FRIDAY, THE 24TH NOVEMBER 2006 / 3RD AGRAHAYANA 1928

WP(C).No. 29503 of 2006(K)

PETITIONER:

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1. J.RAZEENA BEEVI,
   S/O.ABDUL KHADER, AGED 48 YEARS,
   U.D.TYPIST, DIRECTORATE OF HEALTH SERVICES,
   TRIVANDRUM.

2. D.BEENA,
   U.D.TYPIST, DIRECTORATE OF HEALTH SERVICES,
   TRIVANDRUM.

3. J.C.JAIDA RAECHAL,
   U.D.TYPIST, DIRECTORATE OF HEALTH SERVICES,
   TRIVANDRUM.

BY ADV. SRI.V.A.MUHAMMED
SRI.K.E.HAMZA

RESPONDENTS:

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1. THE STATE OF KERALA REPRESENTED BY THE
   SECRETARY TO GOVERNMENT,
   DEPARTMENT OF HEALTH & FAMILY WELFARE,
   SECRETARIAT, TRIVANDRUM.

2. THE DIRECTOR OF HEALTH SERVICES,
   TRIVANDRUM.

BY GOVT. PLEADER SHRI. BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/11/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K. DENESAN, J.

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W.P.(C) No. 29503 OF 2006 K
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Dated this the 24th November, 2006

J U D G M E N T

Feeling aggrieved by the rank assigned to the petitioners in Ext. P8 final seniority list publishe3d by the 2nd respondent, the petitioners have preferred Exts. P11, P12 and P13 appeals before the 1st respondent contending that they are not liable to forfeit their seniority consequent on their transfer to another district as they were accommodated in the Head Quarters vacancy. Counsel for the petitioners submits that the petitioners will be subjected to loss in the matter of further service prospects unless the erroneous ranking is set right.

2. I have heard the Govt. Pleader for the respondents. It is submitted that the 1st respondent has received Exts. P11, P12 and P13 and that appropriate decision will be taken on the representations.

3. In the circumstances, the writ petition is disposed of directing the 1st respondent to consider the grievance of the petitioners as highlighted in Exts.

P11, P12 and P13 and take appropriate decision after affording them an opportunity of being heard. Notice shall be issued to those included in Ext. P8 seniority list to the extent they are likely to be affected in the event of orders by the Government on the representations. Time for compliance is three months on the petitioners producing a copy of the judgment along with a copy of the writ petition.

K.K. DENESAN
JUDGE

jan/-